

PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

LARREN F. JONES ET AL.

SERIAL NO.: 09/368,503

FILED: AUGUST 5, 1999

FOR: WEAR ASSEMBLY FOR A DIGGING  
EDGE OF AN EXCAVATOR

:  
: ATTY DKT NO.: 51291.81516  
:  
:  
: GROUP ART UNIT: 3641  
:  
: EXAMINER: CHRISTOPHER J. NOVOSAD  
:  
:  
:

REFUND REQUEST

ATTENTION: REFUND  
Commissioner for Patents  
Alexandria, VA 22313-1450

Dear Sir:

Applicants request a refund for duplicate charges that were charged to US patent application Serial No. 09/368503. Per our telephone conversation with the Deposit Account Branch on August 5, 2009, it has been confirmed that duplicate charges were charged on April 28, 2009 and April 29, 2009. A copy of our Monthly Statement of Deposit Account indicating the amounts charged is enclosed.

Aug 06 09, 11:17a

ESCO

503 499 6082

p. 2

At this time we request a refund in the amount of \$1650.00 and ask that the amount be deposited to Account No. 503585.

Respectfully submitted,

Dated: August 6, 2009

By:



Steven P. Schad  
Registration No. 32,550



## UNITED STATES PATENT AND TRADEMARK OFFICE

United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450  
www.uspto.gov

## MONTHLY STATEMENT OF DEPOSIT ACCOUNT

RECEIVED

MAY 22 2009

To replenish your deposit account, detach and return top portion  
with your check. Make checks payable to "Director of the USPTO."

ESCO CORPORATION  
STEVEN SCHAD  
2141 NW 25TH AVE  
P O BOX 10123  
PORTLAND OR 97210

FINA

Account No.	503585
Date	4-30-09
Page	1

PLEASE SEND REMITTANCES TO:  
U.S. Patent and Trademark Office  
P.O. Box 979065  
St. Louis, MO 63197-9000

Call the Deposit Account Branch at 571-272-6500 for assistance.

DATE POSTED			CONTROL NO.	DESCRIPTION (Serial, Patent, TM, Order)	DOCKET NO.	FEE CODE	CHARGES/ CREDITS	BALANCE
MO.	DAY	YR.						
4	9	09	14384	11877007	329A	1801	810.00	21625.00
4	14	09	12787	0140240622	329 DIV INDIA	8014	25.00	21600.00
4	23	09	2582	11818483		1501	1510.00	20090.00
4	23	09	2583	11818483		1504	300.00	19790.00
4	28	09	47	09368503	51291.81516	1401	540.00	19250.00
4	28	09	48	09368503	51291.81516	1253	1110.00	18140.00
4	29	09	22	09368503	51291.81516	1401	540.00	17600.00
4	29	09	23	09368503	51291.81516	1253	1110.00	16490.00

AN AMOUNT SUFFICIENT TO  
COVER ALL SERVICES REQUESTED  
MUST ALWAYS BE ON DEPOSIT

OPENING BALANCE	TOTAL CHARGES	TOTAL CREDITS	CLOSING BALANCE
22435.00	5945.00	0.00	16490.00

S020F (7/2007)

\*\*\* O.D. INDICATES OVERDRAWN



Under the paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)

FY 2009

(Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).)

Docket Number (Optional)

051291.81516

Application Number 09/368,503

Filed August 5, 1999

For "Wear Assembly For A Digging Edge Of An Excavator"

Art Unit 3641

Examiner Christopher J. Novosad

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above identified application.

The requested extension and fee are as follows (check time period desired and enter the appropriate fee below):

	Fee	Small Entity Fee	
<input type="checkbox"/> One month (37 CFR 1.17(a)(1))	\$130	\$65	\$ _____
<input type="checkbox"/> Two months (37 CFR 1.17(a)(2))	\$490	\$245	\$ _____
<input checked="" type="checkbox"/> Three months (37 CFR 1.17(a)(3))	\$1110	\$555	\$ <u>1110</u>
<input type="checkbox"/> Four months (37 CFR 1.17(a)(4))	\$1730	\$865	\$ _____
<input type="checkbox"/> Five months (37 CFR 1.17(a)(5))	\$2350	\$1175	\$ _____

☐ Applicant claims small entity status. See 37 CFR 1.27.

☐ A check in the amount of the fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☐ The Director has already been authorized to charge fees in this application to a Deposit Account.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number 50-3585. I have enclosed a duplicate copy of this sheet.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the ☐ applicant/inventor.

☐ assignee of record of the entire interest. See 37 CFR 3.71.

Statement under 37 CFR 3.73(b) is enclosed (Form PTO/SB/96).

☒ attorney or agent of record. Registration Number 32,550

☐ attorney or agent under 37 CFR 1.34.

Registration number if acting under 37 CFR 1.34 \_\_\_\_\_



Signature

April 27, 2009

Date

Steve Schad

Typed or printed name

(503) 778-6225

Telephone Number

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ Total of \_\_\_\_\_ forms are submitted.

This collection of information is required by 37 CFR 1.136(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

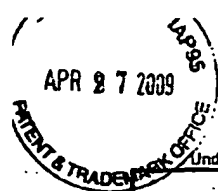
If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Word Version Copyright 2007 Forms in Word ([www.forms.word.com](http://www.forms.word.com)).

04/29/2009 SSITHIB1 00000012 503585 09368503

02 FC:1253 1110.00 DA

APR 27 2009



PTO/SB/31 (03-09)

Approved for use through 04/30/2009. OMB 0551-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Docket Number (Optional)

051291.81516

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" (37 CFR 1.8(a))

on \_\_\_\_\_

Signature \_\_\_\_\_

Typed or printed name \_\_\_\_\_

In re Application of  
Larren F. Jones, et al.

Application Number  
09/368,503

Filed  
August 5, 1999

For Wear Assembly For A Digging Edge Of An Excavator

Art Unit  
3641

Examiner  
Christopher J. Novosad

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1))

\$ 540.00

- ☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ \_\_\_\_\_
- ☐ A check in the amount of the fee is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☐ The Director has already been authorized to charge fees in this application to a Deposit Account.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 50-3585
- ☒ A petition for an extension of time under 37 CFR 1.135(a) (PTO/SB/22) is enclosed.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the

- ☐ applicant/inventor.
- ☐ assignee of record of the entire interest.  
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.  
(Form PTO/SB/95)
- ☒ attorney or agent of record. 32,550  
Registration number \_\_\_\_\_
- ☐ attorney or agent acting under 37 CFR 1.34.  
Registration number if acting under 37 CFR 1.34. \_\_\_\_\_

  
Signature

Steve Schad, Reg. No. 32,550  
Typed or printed name

(503) 778-6225

Telephone number

April 27, 2009

Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ Total of \_\_\_\_\_ forms are submitted.

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Adjustment date: 08/13/2009 HDESTA1  
04/29/2009 SSITHIB1 00000012 503585 09368503  
01 FC:1401 540.00 CR

04/29/2009 SSITHIB1 00000012 540.00 BR  
01 FC:1401